



*sector \$ #3*

ARIAD 394A US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Rivera et al.  
USSN : 09/733,368  
Filed : December 8, 2000  
For : Methods for High Level Expression of Genes in Primates

March 7, 2001

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION UNDER 37 CFR 1.53(b)**

In response to the Notice to File Missing Parts of Nonprovisional Application issued on January 28, 2001 in connection with the above-identified application, Applicants herewith submit a signed Declaration and Power of Attorney pursuant to 37 CFR Section 1.63.

The deadline for responding to the Notice is April 28, 2001. Accordingly, this response should be deemed timely filed.

Authorization is hereby given to charge the \$65.00 surcharge fee under 37 CFR Section 1.16(e), and to charge any deficiency and credit any overpayment, to Deposit Account No. 01-2315. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Date: 3/7/01

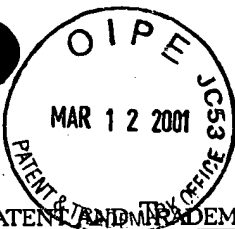
David L. Bernstein

David L. Bernstein, Reg. No. 31,235  
ARIAD Gene Therapeutics, Inc.  
26 Landsdowne Street  
Cambridge, MA 02139  
(617) 494-0400 Ext. 266

I hereby certify that this paper is being deposited with the United States Postal Service "First Class Mail" on the date indicated below and is addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, DC 20231.

Date March 7, 2001

Signed Sue Wilson  
Sue Wilson



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/733,368         | 12/08/2000          | Victor Rivera         | 394A US                |

CONFIRMATION NO. 1969

## FORMALITIES LETTER



\*OC00000005809343\*

ARIAD Pharmaceuticals, Inc.  
26 Landsdowne Street  
Cambridge, MA 02139

Date Mailed: 02/28/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

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*A copy of this notice **MUST** be returned with the reply.*

*[Signature]*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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